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11 **UNITED STATES DISTRICT COURT**

12 **DISTRICT OF NEVADA**

13 PAUL JEFFREY VOLL, an individual,

14 Plaintiff,

15 vs.

16 UNITED STATES OF AMERICA, DAVID N.  
17 KARPEL, individually, DOES 1 through 100;  
18 and ROES 1 through 100; inclusive,

19 Defendants.

CASE NO.: 2:22-cv-00610-JCM-BNW

**STIPULATION TO EXTEND DEADLINE  
TO RESPOND TO USA AND KARPEL'S  
MOTIONS TO DISMISS [ECF NOS. 12  
AND 13]**

(Second Request)

20 NOW COME the Plaintiff, PAUL JEFFREY VOLL ("Plaintiff"), by and through his  
21 attorneys, Melanie A. Hill and Melanie Hill Law PLLC, and the Defendants, UNITED STATES OF  
22 AMERICA and DAVID N. KARPEL, by and through their attorney Jacob A. Bennett, who hereby  
23 stipulate that the deadlines for Plaintiff to respond to Defendant USA and Karpel's Motions to  
24 Dismiss [ECF Nos. 12 and 13] and Defendant USA and Karpel's deadlines to reply to Plaintiff's  
25 responsive filing be extended pursuant to Local Rule IA 6-1.

26 This is the parties' second request for an extension of deadlines. The parties originally filed a  
27 stipulation [ECF No. 10] that extended Defendant United States' response deadline to align with  
28 Defendant Karpel's. That stipulation would have also extended Plaintiff's deadline to respond to the  
instant Motions to Dismiss. However, the Court only granted Defendants' extension to respond to

1 the Complaint and denied the request to extend the briefing schedule without prejudice. See Order  
2 [ECF No. 11]. The Court then instructed the parties to file a separate stipulation extending Plaintiff's  
3 deadline to respond to Defendants' Motions to Dismiss to be heard by the District Judge. *Id.* In  
4 support of this Stipulation and request, the parties state as follows:

5 1. Defendant USA and Karpel filed their Motions to Dismiss on October 7, 2022 [ECF  
6 Nos. 12 and 13].

7 2. Plaintiff's deadline to respond to the Motions to Dismiss is October 21, 2022.

8 3. Counsel for the Plaintiff and counsel for the government in the local U.S.  
9 Attorneys' office have conferred to attempt to resolve counsel for Plaintiffs request to be added to  
10 the Protective Order in place in the underlying criminal case so that Plaintiff may share the criminal  
11 discovery with undersigned counsel. The discovery is necessary to further plead the complaint in this  
12 case in response to arguments made in the currently pending motions.

13 4. Counsel have determined that a motion will be necessary to allow undersigned  
14 counsel for Plaintiff to be added to the Protective Order in the underlying criminal case so that  
15 discovery may be reviewed by counsel for Plaintiff and used to further plead the complaint in this  
16 case. It is also undersigned counsel's understanding that the United States has no objection to  
17 Plaintiff's counsel being added to the protective order upon further motion and order of this court.

18 5. To allow this motion to be filed and allow counsel to review the underlying criminal  
19 discovery for purposes of prosecuting this civil case and further respond to the pending Motions to  
20 Dismiss, the parties have stipulated to extend Plaintiff's response deadline to November 18, 2022.  
21 The parties have further stipulated to allow Defendants USA and Karpel until December 19, 2022 to  
22 file their responses to Plaintiff's filing.

23 6. This Request for an extension of time is not sought for any improper purpose or  
24 other purpose of delay. Rather, it is sought by the parties solely to allow sufficient time to allow  
25 Plaintiffs' counsel to be added to the protective Order in the underlying criminal case, review the  
26 criminal discovery, and respond to the USA and Karpel's Motions to Dismiss.

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1 WHEREFORE, the parties respectfully request that the Court extend the deadlines as stipulated  
2 to herein.

3 DATED this 20<sup>th</sup> day of October, 2022.

DATED this 20<sup>th</sup> day of October, 2022.

4 BRIAN M. BOYNTON  
5 Acting Assistant Attorney General  
6 Civil Division

MELANIE HILL LAW PLLC

7 C. SALVATORE D'ALESSIO, JR.  
8 Acting Director  
9 Torts Branch, Civil Division

/s/ Melanie A. Hill  
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Attorneys for Defendants the United States  
and David Karpel

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21 **IT IS SO ORDERED.**

22 October 21, 2022

23 DATE

  
24 **UNITED STATES DISTRICT JUDGE**  
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